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NOT FOR CITATION

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

HABACU GALINDO, VICTOR PERALTA,
JOSE PERALTA, HELUDIO SARIMENTO,

No. C10-00444 HRL

Plaintiffs,

v.

**ORDER SEVERING AND STAYING
CLAIMS AGAINST THIRD-PARTY
DEFENDANT RAFAEL M. VACA**

BENJAMIN LANDEROS dba TAQUERIA LA
CABANA and AMALIA LANDEROS dba
TAQUERIA LA CABANA,

Defendants.

BENJAMIN LANDEROS,

Third-Party Plaintiff,

v.

RAFAEL M. VACA dba TAQUERIA LA
CABANA,

Third-Party Defendant.

The court concludes that severance of the claims against third-party defendant Rafael M. Vaca will avoid delay in the adjudication of the claims between plaintiffs and defendants. Further, no substantial right will be impaired by the severance. Accordingly, all claims against Rafael M. Vaca are SEVERED, and the action is STAYED with respect to him. See Fed. R.

1 Civ. P. 14(a)(4); see also Fed. R. Civ. P. 21.

2 IT IS SO ORDERED.

3 Dated: May 4, 2010

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10 HOWARD R. LLOYD
11 UNITED STATES MAGISTRATE JUDGE

1 5:10-cv-00444-HRL Notice has been electronically mailed to:
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